

GORDON H. DePAOLI
Nevada State Bar No. 00195
DALE E. FERGUSON
Nevada State Bar No. 4986
DOMENICO R. DePAOLI
Nevada State Bar No. 11553
WOODBURN AND WEDGE
6100 Neil Road, Suite 500
Reno, Nevada 89511
Telephone: 775 / 688-3000

Attorneys for Christina Batjer, Marybel Batjer, and Cameron M. Batjer Family Trust

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEVADA**

UNITED STATES OF AMERICA,)	3:73-cv-00127-MMD-WGC
)	
Plaintiff,)	
)	MOTION FOR WITHDRAWAL AS
WALKER RIVER PAIUTE TRIBE,)	COUNSEL
)	(CHRISTINA BATJER; MARYBEL
Plaintiff-Intervenor,)	BATJER; CAMERON M. BATJER
)	FAMILY TRUST)
v.)	
)	
WALKER RIVER IRRIGATION DISTRICT,)	
a corporation, et al.,)	
)	
Defendants.)	

PLEASE TAKE NOTICE that Christina Batjer, Marybel Batjer, and Cameron M. Batjer Family Trust, by and through its attorneys, Gordon H. DePaoli, Dale Ferguson and Domenico R. DePaoli of Woodburn and Wedge, hereby move this Court for an order of withdrawal of counsel for Christina Batjer, Marybel Batjer, and Cameron M. Batjer Family Trust (collectively, "Batjer") in the above-captioned matter. This motion is made and based upon the Memorandum of Points and Authorities submitted herein and the Affidavit of Gordon H. DePaoli filed concurrently herewith.

MEMORANDUM OF POINTS AND AUTHORITIES

Christina Batjer, Marybel Batjer, and Cameron M. Batjer Family Trust (collectively, “Batjer”) bring this motion to proceed for each as an “unrepresented party” in this matter. This motion is brought pursuant to LR IA 11-6, and is supported by the Affidavit of Gordon H. DePaoli filed in conjunction herewith.

Local Rule IA 11-6(b) provides that “[n]o attorney may withdraw after appearing in a case except by leave of the court after notice has been served on the affected client and opposing counsel.” Gordon H. DePaoli has corresponded with Batjer as to this withdrawal, and will provide a copy of this Motion to them. Further, all other counsel and parties in this case will receive notice of this motion as described in the certificate of service attached hereto.

Local Rule IA 11-6(e) further states “no withdrawal or substitution will be approved if it will result in delay of discovery, the trial, or any hearing in the case.” No delay of any kind will result from the withdrawal of Woodburn and Wedge as attorneys for Batjer, and Batjer will continue to participate as an “Unrepresented Party” as defined in this Court’s March 8, 2019 *Order Discontinuing Service by Postcard Notice* (ECF No. 2439).

They have provided the following contact information to continue each as an Unrepresented Party, and request addition to the electronic service list to receive service of documents at the following address:

grostcat@gmail.com
Christina Batjer
1741 Spyglass Circle
Reno, Nevada 89509

CONCLUSION

For the reasons set forth above, Gordon H. DePaoli, Dale Ferguson and Domenico R. DePaoli of Woodburn and Wedge hereby request an order from the Court to withdraw as counsel for Christina Batjer, Marybel Batjer, and Cameron M. Batjer Family Trust. A Proposed Order is attached hereto as Exhibit 1.

Dated: September 3, 2019

WOODBURN AND WEDGE

By: / s / Gordon H. DePaoli
Gordon H. DePaoli, NSB 195
Dale Ferguson, NSB 4986
Domenico R. DePaoli, NSB 11553
*Attorneys for Christina Batjer, Marybel
Batjer, and Cameron M. Batjer Family Trust*

CERTIFICATE OF SERVICE

I certify that I am an employee of Woodburn and Wedge and that on the 3rd day of September, 2019, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system, which will send notification of such filing to the parties of record.

I further certify that I placed in the U.S. Mail a copy of the foregoing, postage paid, addressed to:

Christina Batjer, Marybel Batjer and
Cameron M. Batjer Family Trust
1741 Spyglass Circle
Reno, Nevada 89509

/ s / Holly Dewar

Holly Dewar